

Decision \_\_\_\_\_

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

In the matter of the Application of PacifiCorp  
(U901E) for approval to implement a Net Surplus  
Compensation Rate.

Application 10-03-001  
(Filed March 1, 2010)

And Related Matters.

Application 10-03-010  
Application 10-03-012  
Application 10-03-013  
Application 10-03-017

**GRANTING MOTION TO DISMISS PETITION FOR MODIFICATION OF  
DECISION 11-06-016****Summary**

Upon written and unopposed motion of David Davis (Petitioner), the  
Petition for Modification of Decision 11-06-016 filed by Petitioner in the  
above-captioned proceedings is dismissed with prejudice.

**Background**

On June 20, 2012, David Davis (Petitioner) filed a Petition for Modification  
of Decision 11-06-016 (Petition). On November 19, 2012, Petitioner filed a Motion  
to Dismiss the Petition.

**Waiver of Comment Period**

No protests were filed to Petitioner's Motion to Dismiss and evidentiary  
hearings were not held in connection with the Petition. Today's decision grants  
the relief requested in an uncontested matter. Accordingly, pursuant to

Rule 14.6(c)(2) of the Commission's Rules of Practice and Procedure, the otherwise applicable 30-day period for public review and comment is waived.

**Assignment of Proceeding**

In this proceeding, the assigned Commissioner is Michael R. Peevey and the assigned Administrative Law Judge is Jeanne M. McKinney.

**Findings of Fact**

1. Petitioner filed the Petition.
2. Petitioner filed a Motion to Dismiss the Petition.
3. No parties oppose the Motion to Dismiss the Petition.

**Conclusions of Law**

1. Petitioner's Motion to Dismiss the Petition should be granted.
2. This decision should be effective immediately.
3. Application (A.) 10-03-001, A.10-03-010, A.10-03-012, A.10-03-013, and A.10-03-017 should be closed.

**O R D E R**

**IT IS ORDERED** that:

1. The Petition for Modification of Decision 11-06-016 is dismissed with prejudice.
2. Application (A.) 10-03-001, A.10-03-010, A.10-03-012, A.10-03-013, and A.10-03-017 are closed.

This decision is effective today.

Dated \_\_\_\_\_, at San Francisco, California.